

MINUTES

**CITY OF IMPERIAL BEACH
CITY COUNCIL
PLANNING COMMISSION
PUBLIC FINANCING AUTHORITY
HOUSING AUTHORITY
IMPERIAL BEACH REDEVELOPMENT AGENCY SUCCESSOR AGENCY**

MARCH 6, 2013

**Council Chambers
825 Imperial Beach Boulevard
Imperial Beach, CA 91932**

***CLOSED SESSION MEETING – 5:00 P.M.
REGULAR MEETING – 6:00 P.M.***

CLOSED SESSION MEETING CALL TO ORDER

MAYOR JANNEY called the Closed Session Meeting to order at 5:01 p.m.

ROLL CALL BY CITY CLERK

Councilmembers present:	Patton, Bilbray, Spriggs (arrived at 5:05 p.m.)
Councilmembers absent:	None
Mayor present:	Janney
Mayor Pro Tem present:	Bragg
Staff present:	City Manager Brown; City Attorney Lyon; City Clerk Hald

CLOSED SESSION

MOTION BY BILBRAY, SECOND BY BRAGG, TO ADJOURN TO CLOSED SESSION UNDER:

1. CONFERENCE WITH LEGAL COUNSEL- EXISTING LITIGATION

(Paragraph (1) of Subdivision (d) of Govt. Code Section 54956.9)

Name of Case: The Affordable Housing Coalition of the County of San Diego v. Tracy Sandoval
Case No. 34-2012-80001158-CU-WM-GDS

2. CONFERENCE WITH LEGAL COUNSEL- ANTICIPATED LITIGATION

Initiation of Litigation pursuant to Paragraph (4) of Subdivision (d) of GC Section 54956.9
No. of Potential Cases: 1

3. CONFERENCE WITH LEGAL COUNSEL- ANTICIPATED LITIGATION

Significant exposure to litigation pursuant to Govt. Code section 54956.9(d)(2) (1 case)

4. CONFERENCE WITH LABOR NEGOTIATOR

Pursuant to Government Code Section 54957.6:

Agency Negotiator:	City Manager
Employee Organizations:	Imperial Beach Firefighters' Association (IBFA) Service Employees International Union (SEIU), Local 221 Unrepresented Employees

MOTION CARRIED BY THE FOLLOWING VOTE:

AYES:	COUNCILMEMBERS:	BILBRAY, PATTON, BRAGG, JANNEY
NOES:	COUNCILMEMBERS:	NONE
ABSENT:	COUNCILMEMBERS:	SPRIGGS

MAYOR JANNEY adjourned the meeting to Closed Session at 5:02 p.m. and he reconvened the meeting to Open Session at 6:01 p.m.

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Reporting out of Closed Session, CITY ATTORNEY LYON announced City Council discussed Item Nos. 1 thru 4, City Council gave direction and no reportable action was taken.

REGULAR MEETING CALL TO ORDER

MAYOR JANNEY called the Regular Meeting to order at 6:02 p.m.

ROLL CALL BY CITY CLERK

Councilmembers present:	Patton, Bilbray, Spriggs
Councilmembers absent:	None
Mayor present:	Janney
Mayor Pro Tem present:	Bragg
Staff present:	City Manager Brown; City Attorney Lyon; City Clerk Hald

PLEDGE OF ALLEGIANCE

MAYOR JANNEY led everyone in the Pledge of Allegiance.

AGENDA CHANGES

None.

MAYOR/COUNCIL REIMBURSEMENT DISCLOSURE/COMMUNITY ANNOUNCEMENTS/REPORTS ON ASSIGNMENTS AND COMMITTEES

MAYOR PRO TEM BRAGG reported on her attendance at the February 28th Imperial Beach Chamber of Commerce Breakfast meeting.

COMMUNICATIONS FROM CITY STAFF

CITY MANAGER BROWN announced that there will be a planning meeting for a Sandcastle-like event tomorrow in the Community Room.

COUNCILMEMBER SPRIGGS encouraged the community to show support for the event by attending the meeting.

Mayor Pro Tem Bragg and Councilmember Spriggs expressed interest in attending the meeting.

PUBLIC COMMENT

None.

PRESENTATIONS (1)

None.

CONSENT CALENDAR (2.1-2.3)

MOTION BY SPRIGGS, SECOND BY BRAGG, TO PULL ITEM NO. 2.1 FROM THE CONSENT CALENDAR FOR DISCUSSION AT THE END OF THE AGENDA. MOTION CARRIED UNANIMOUSLY.

MOTION BY BILBRAY, SECOND BY BRAGG , TO APPROVE CONSENT CALENDAR ITEM NOS. 2.2 AND 2.3. MOTION CARRIED UNANIMOUSLY.

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2.2 ADMINISTRATIVE COASTAL PERMIT (ACP 060474) AND FINAL MAP (TM 060475) FOR A THIRTY-SIX (36) UNIT CONDOMINIUM CONVERSION LOCATED AT 740-798 FLORIDA STREET AND 1100-1114 DONAX AVENUE, IN THE R-1500/MU-1 (HIGH DENSITY RESIDENTIAL WITH A MIXED-USE OVERLAY) ZONE. MF 902. (0600-20)

Approved the Final Map for recordation along with the recordation of any required documents as security for the required improvements.

2.3 MINUTES.

Approved the minutes of the Special Meeting of February 6, 2013.

ORDINANCES – INTRODUCTION/FIRST READING (3)

None.

ORDINANCES – SECOND READING/ADOPTION (4)

None.

PUBLIC HEARINGS (5)

None.

REPORTS (6.1-6.3)

6.1 GENERAL FUND BUDGET OVERVIEW – MID-YEAR REVIEW AND FISCAL YEAR 2013-2015 BUDGET REVIEW. (0330-30)

A General Fund Budget Overview was provided as Last Minute Agenda Information.

CITY MANAGER BROWN introduced the item.

ADMINISTRATIVE SERVICES DIRECTOR VONACHEN gave a PowerPoint presentation on the General Fund Budget. She provided a look back at the budget noting that the General Fund revenues have been declining over the past four years with the City taking proactive steps to keep the City's General Fund expenditures within the available resources. She also reported the following: there has been a savings as a result of pension reforms, the City's CalPERS contribution rates continue to increase, and that the San Diego Taxpayers Association determined that Imperial Beach has the lowest per household unfunded pension liability and the lowest per household annual pension costs in San Diego County. She reviewed the estimated revenues and expenditures for 2013. She reviewed the estimated revenues, expenditures and fund balance reserve for FY 2014 and FY 2015 which shows the City's General Fund with a positive financial performance. She reviewed the potential budget uncertainties and the next steps for the upcoming two-year budget process.

MAYOR JANNEY spoke about the importance of reinforcing the fact that the Port of San Diego is reimbursing the City for services and not giving the City revenue.

6.2 APPROVING AND AUTHORIZING THE CITY MANAGER TO EXECUTE A THIRD AMENDMENT TO THE PROFESSIONAL SERVICES AGREEMENT BETWEEN THE CITY AND CYNTHIA TITGEN FOR SPECIALIZED CONSULTING SERVICES. (0530-60)

CITY MANAGER BROWN reported on the item.

MOTION BY BILBRAY, SECOND BY SPRIGGS, TO ADOPT RESOLUTION NO. 2013-7306 APPROVING AND AUTHORIZING THE CITY MANAGER TO EXECUTE A THIRD AMENDMENT TO THE PROFESSIONAL SERVICES AGREEMENT BETWEEN THE CITY AND CYNTHIA TITGEN FOR SPECIALIZED CONSULTING SERVICES. MOTION CARRIED UNANIMOUSLY.

6.3 RESOLUTION NO. 2013-7307 AMENDING WESTERN RIM CONSTRUCTORS, INC. CONTRACT FOR THE ECO BIKEWAY 7TH & SEACOAST (S05-104) PROJECT BY AWARDDING ADDITIVE BID NO. 1. (0680-20)

CITY MANAGER BROWN introduced the item.

PUBLIC WORKS DIRECTOR LEVIEN reported on the item. He requested approval of Additive Item No. 1, installation of a signal light at Palm Ave. and Rainbow Drive. He noted that a proportionate share of the cost would be covered by the Active Transportation Grant funds.

MAYOR PRO TEM BRAGG stated for the record that she has historically been opposed to the Eco Bikeway project and noted that the City is not getting the maximum value for the amount spent on the project. She urged City Council to vote no on the item. She also expressed concern about traffic backing up on Palm Ave.

In response to Councilmembers' questions, PUBLIC WORKS DIRECTOR LEVIEN stated that additional landscaping, lighting and a landmark sign was not part of the original discussion nor included with the grant application. He stressed that there are constraints on how the money can be spent. With regard to concerns about rush hour and traffic impacting bicyclists, he stated that the signal light will make the intersection flow smoother and be less risky for people making left turns. Staff can investigate the possibility of including a roundabout if directed to do so.

MAYOR JANNEY announced that he is a member of the SANDAG Board. He spoke about the difficulties in saving this project and for getting the funding approved at its current level. He noted that projects at other cities did not get approved and stressed that the City should keep to the original grant application and not request additional items just because the current project came in under bid. It is not fair to the others cities that applied for funding. He supported consideration of Council's requests for a roundabout, additional bike lane, landscaping, etc. at a future City Council discussion on capital improvement projects.

COUNCILMEMBER BILBRAY stated that other traffic calming options need to be explored. He expressed concern that the traffic light might hold up traffic especially during an evacuation. He did not support the item.

MAYOR JANNEY ANNOUNCED THAT DUE TO LACK OF A MOTION, THE CONCEPT DIES WITHOUT ANY FURTHER DISCUSSION.

I.B. REDEVELOPMENT AGENCY SUCCESSOR AGENCY REPORTS (7.1)

7.1 USE OF HOUSING BOND PROCEEDS FOR CLEAN & GREEN PROGRAM AND HABITAT FOR HUMANITY PROJECT. (0412-50)

DEPUTY EXECUTIVE DIRECTOR WADE reported on the item and announced that Lori Holt-Pfeiler, Executive Director of Habitat for Humanities, was in attendance.

CONCURRENCE OF CITY COUNCIL TO DIRECT STAFF TO REWORK THE HABITAT FOR HUMANITIES AGREEMENT AND WORK WITH SEIU TO STAFF THE CLEAN AND GREEN PROGRAM.

ITEMS PULLED FROM THE CONSENT CALENDAR (IF ANY)

2.1 RATIFICATION OF WARRANT REGISTER. (0300-25)

In response to Councilmember Spriggs' question about the cost for a binocular repair listed on the Warrant Register, COUNCILMEMBER PATTON stated that there are intricacies associated with the repair and tuning of fine optics.

MOTION BY BILBRAY, SECOND BY SPRIGGS, TO RATIFY THE FOLLOWING REGISTERS: ACCOUNTS PAYABLE NUMBERS 82012 THROUGH 82083 FOR A SUBTOTAL AMOUNT OF \$150,720.18 AND PAYROLL CHECKS/DIRECT DEPOSIT 45103 THROUGH 45124 FOR A SUBTOTAL OF \$123,590.23 FOR A TOTAL AMOUNT OF \$274,310.23. MOTION CARRIED UNANIMOUSLY.

ADJOURNMENT

Mayor Janney adjourned the meeting at 8:28 p.m.

/s/
James C. Janney, Mayor

/s/
Jacqueline M. Hald, MMC
City Clerk